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Attorneys for Defendant

CENTURY THEATRES, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

INNA VIGDORCHIK, on behalf of herself
and all others similarly situated,

Plaintiff,

v.

CENTURY THEATRES, INC.,

Defendant.

) Case No.: C 07-0736 MMC

)

) CLASS ACTION

)

) **STIPULATION AND**

) ~~**[PROPOSED]**~~ **ORDER RE**

) **DISMISSAL OF ACTION**

)

)

)

)

1 WHEREAS, no class has been certified;

2 IT IS HEREBY STIPULATED AND AGREED, pursuant to Rule 41(a)(1),
3 Federal Rules of Civil Procedure, by and between Plaintiff Inna Vigdorchik and
4 Defendant Century Theatres, Inc., by and through their respective counsel, that all of the
5 claims in the above-entitled litigation, are hereby dismissed with prejudice.

6 IT IS FURTHER STIPULATED AND AGREED that each party will bear its own
7 attorneys' fees and costs.

8 There being no certified class, court approval for this dismissal is not required
9 pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.

10 **IT IS SO STIPULATED.**

11 DATED: October 14, 2008

KELLER GROVER LLP

13 By: /s/
14 ERIC A. GROVER

15 *Attorneys for Plaintiff*
16 *Inna Vigdorchik*

17
18
19 DATED: October 14, 2008

AKIN GUMP STRAUSS HAUER & FELD LLP

20
21 By: /s/
22 CHAD A. STEGEMAN


23 *Attorneys for Defendant*
24 *Century Theatres, Inc.*

ORDER

Upon the Stipulation of the parties pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, the Court hereby dismisses this action WITH PREJUDICE. Each side to bear its own costs and fees.

IT IS SO ORDERED.

Dated: October 14, 2008


Honorable Maxine M. Chesney
United States District Judge